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IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No. 14587 of 2005

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1. Binda Devi wife of Late Ishwar Yadav.
2. Dilip Yadav.
3. Pradeep Yadav.
4. Rajiv Yadav.
5. Ajay Yadav.

All sons of Late Ishwar Yadav.
All rresident of village – Baheri, P.S. Baheri, Dist. Darbhanga.

.... Petitioners

Versus

1. The State of Bihar.
2. The Collector, Darbhanga.
3. The Anchal Adhikari, Baheri, Darbhanga.
4. The Circle Inspection, Baheri, Dist. – Darbhanga.
5. Halka Karmchari, Baheri, Dist.- Darbhanga.
6. Akhilesh Mishra son of Bindeshwari Mishra, resident of village – Baheri, P.S. – Baheri, District – Darbhanga.

.... Respondents.

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Appearance :
For the Petitioner/s : Mr. Girish Chandra Jha
Mr. Rajib Ranjan Jha

For the Respondent/s : Mr. (PAAG)
Mr. Ugranath Mallick

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

10. 02-04-2013 Heard learned counsel for petitioners and State. None appeared on behalf of private respondent i.e. respondent no. 6, in whose favour, basgit purcha was issued.

In the present writ petition, petitioners have assailed the order passed by the Collector, Darbhanga under Section 21 of the Bihar Privileged Persons Homestead

Tenancy Act, 1947. During the pendency of the writ petition, an appropriate forum as 'Land Tribunal' has already been constituted and functioning for adjudication of such dispute under the provisions of Bihar Land Tribunal Act, 2009.

Accordingly, the Court is of the opinion that matter can be referred to the Land Tribunal for its proper adjudication.

In view of provision contained in Section 15 of the Bihar Land Tribunal Act, 2009, the Registry is directed to transmit the record to the Tribunal forthwith.

(Rakesh Kumar, J.)

Anay